

**RECEIVED**  
PATENT  
Attorney Docket No. 175931  
Date: May 1, 2001

In re Application of: Mitchell et al.

Application No. 09/424,519

Filed: March 3, 2000

For: THE USE OF A NITROXIDE OR A PRODRUG THEREOF IN THE PROPHYLACTIC AND THERAPEUTIC TREATMENT OF CANCER

**ASSISTANT COMMISSIONER FOR PATENTS**

Washington, D.C. 20231

Sir:

Transmitted herewith is a RESPONSE TO OFFICE ACTION.

Applicants claim small entity status of this application under 37 CFR 1.27.

**Petition For Extension Of Time**

Applicants petition for a one-month extension of time under 37 CFR 1.136, the fee for which is \$110.00.

Applicants believe that no petition for an extension of time is necessary. However, to the extent that such petition is deemed necessary, Applicants hereby petition for a sufficient extension of time to render the present submission timely. Please charge Deposit Account No. 12-1216 for the appropriate petition fee.

No additional claim fee is required.

Other:

The claim fee has been calculated as shown below:

				SMALL ENTITY		OTHER THAN A SMALL ENTITY		
CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	ADDITIONAL RATE	ADDITIONAL CLAIM FEE	ADDITIONAL RATE	ADDITIONAL CLAIM FEE	
TOTAL	27	MINUS	27	=0	x 9=	\$	x 18=	\$0
INDEPENDENT	1	MINUS	3	=0	x 40=	\$	x 80=	\$0
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE CLAIM				+ 135=	\$	+ 270=	\$0	
				TOTAL	\$	TOTAL	\$0	

Please charge my Deposit Account No. 12-1216 in the amount of \$110.00. A duplicate copy of this sheet is attached.

A check in the amount of \$ is attached.

The Commissioner is hereby authorized to charge any deficiencies in the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-1216. A duplicate copy of this sheet is attached.

Any filing fees under 37 CFR 1.16 for the presentation of extra claims.

Any patent application processing fees under 37 CFR 1.17.

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Respectfully submitted,

LEYDIG VOIT & MAYER, LTD.

By

Carol Larcher, Reg. No. 35,243  
One of the Attorneys for Applicants

Leydig, Voit & Mayer, Ltd.  
Two Prudential Plaza, Suite 4900  
180 North Stetson  
Chicago, Illinois 60601-6780  
(312) 616-5600 (telephone)  
(312) 616-5700 (facsimile)